

ORDINANCE NO. 1052-2013

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS AMENDING CODE OF ORDINANCE SECTION 95-02, PARKS AND RECREATION FACILITIES - HOURS OF OPERATION; BY INCLUDING THE CITY GAZEBO AND ADJACENT GRASSED AREA WITHIN THE HOURS OF OPERATION RESTRICTIONS; REPEALER; EFFECTIVE DATE.

WHEREAS, the City promulgated an Ordinance addressing the hours of operation of its Parks and Recreational facilities 2007; and,

WHEREAS, the City Administrative Staff and Police Department have recognized that the City Gazebo and adjacent grassed area have been experiencing the same problems that required the enactment of Code Section 95-02; and,

WHEREAS, the proper establishment and posting of hours of operation will permit both the City Police Department and Code Compliance Department to insure for the protection and security of this additional City property; and,

WHEREAS, the enactment of this Ordinance will provide the City's Police Department and Code Compliance Department with the specific authority to enforce the promulgated hours of operation; and,

WHEREAS, by insuring the protection and security of this additional City property, the City will substantially limit or eliminate its exposure to liability situations at this location; and,

WHEREAS, the City Council of the City of Miami Springs has determined that it is in the best interests of the City and its citizens to enact legislation establishing the hours of operation for this additional City property:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS:

Section 1: That Code of Ordinance Section 95-02, Parks and Recreational Facilities - Hours of Operation, is hereby amended as follows:

Sec. 95-02. Parks and Recreational Facilities - Hours of Operation.

(A) Parks -

(B) Gazebo/Adjacent Grassed Area - No person shall be permitted to enter or remain in or near the City Gazebo or adjacent grassed area between sunset and sunrise, except as may be specifically posted from time to time by the City.

(B) (C)	<u>Golf Course/Clubhouse</u> -
(G) (D)	<u>City Recreational Facilities</u> -
(D) (E)	<u>Exceptions</u> -
(E) (F)	<u>Authority to Execute</u> -
(F) (G)	<u>Authority for Signage</u> -
(G) (H)	<u>Enforcement</u> -

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Section 2: That all Ordinances or parts of Ordinances in conflict herewith are hereby repealed insofar as they are in conflict.

Section 3: That the provisions of this Ordinance shall be effective immediately upon adoption by the City Council.

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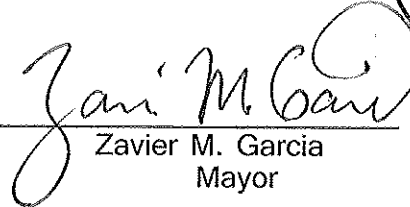
PASSED AND ADOPTED by the City Council of the City of Miami Springs, Florida this 25th day of March, 2013.

The motion to adopt the foregoing ordinance was offered on second reading by Councilman Best, seconded by Councilman Lob, and on roll call the following vote ensued:

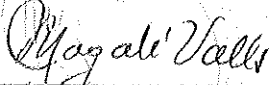
Vice Mayor Ator
Councilman Best
Councilwoman Bain
Councilman Lob
Mayor Garcia

"no"
"aye"
"aye"
"aye"
"aye"




Zavier M. Garcia
Mayor

ATTEST:


Magali Valls, CMC
City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY



Jan K. Seiden, Esquire
City Attorney

First reading: 03-11-2013
Second reading: 03-25-2013

Words ~~stricken through~~ shall be deleted. Underscored words constitute the amendment proposed. Words remaining are now in effect and remain unchanged.

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